



Entered on Docket  
June 17, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle  
United States Bankruptcy Judge

**LEWIS AND ROCA LLP**

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*Attorneys for USACM Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Sustaining First Omnibus Objection  
Of USACM Trust To Proofs Of Claim  
Based Entirely Upon Investment In The  
Anchor B Loan (Except as to Arthur I.  
Kriss)**

Hearing Date: June 14, 2011

Hearing Time: 10:30 a.m.

The Court having considered the "First Omnibus Objection Of USACM Trust To Proofs Of Claim Based Entirely Upon Investment in The Anchor B Loan ("Anchor B Loan") [DE 8322] (the "Objection"); the Court having heard the Objection on June 14, 2011; appropriate notice of the Objection having been given; a response to the objection

1 was filed by Arthur I. Kriss [DE 8397]; however, no other responses to the Objection  
2 having been filed; the Court noting on the record that the disallowance of the Claims listed  
3 on Exhibit A does not affect the direct lenders' right to repayment by the borrower or from  
4 the collateral securing the Anchor B Loan; and good cause appearing:

5 **IT IS ORDERED** that:

- 6 1. The Objection [DE 8322] is sustained; and
- 7 2. The claims listed on **Exhibit A** attached (except for the claim of Arthur I.  
8 Kriss) are disallowed in their entirety since and to the extent that those claims are based  
9 upon an investment in the Anchor B Loan.
- 10 3. The objection to the claim of Arthur I. Kriss is continued to July 26, 2011 at  
11 1:30 p.m.

12  
13 PREPARED AND RESPECTFULLY SUBMITTED BY:

14 **LEWIS AND ROCA LLP**

15  
16 By /s/ John Hinderaker  
17 Robert M. Charles, Jr.  
18 John Hinderaker (*pro hac vice*)  
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24  
25  
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## LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

\_\_\_\_\_ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

\_\_\_\_\_ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: \_\_\_\_\_

\_\_\_\_\_ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapprove d the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapprove d the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:

LEWIS AND ROCA LLP

By: /s/ John Hinderaker. \_\_\_\_\_

Attorneys for USACM Liquidating Trust

# # #

**Anchor B, LLC**  
**Single Loan Claims**

<b>Claim</b>	<b>Date Claim Filed</b>	<b>Name</b>	<b>Address</b>	<b>Total Claim Amount</b>	<b>Approximate Amount Subject to Objection Because it Relates to an Investment In the Anchor B, LLC Loan</b>
10725-01240	11/10/2006	Fraser, William B & Garrett, Judy A	1250 E Ave J #2 Lancaster, CA 93535	50,000.00	50,000.00
10725-00222	9/25/2006	Gray Ira, Thomas C	31672 Scenic Dr Laguna Beach, CA 92651-8205	50,000.00	50,000.00
<del>10725-01875</del>	<del>1/8/2007</del>	<del>Kriss, Arthur J</del>	<del>2398 West 1050 North Hurricane, UT 84737</del>	<del>120,000.00</del>	<del>120,000.00</del>
10725-01634	12/8/2006	Marcia J Knox Living Trust Dtd 8/16/04	C/O Marcia J Knox Trustee 1885 Vintners Pl Reno, NV 89519-8334	55,266.83	55,266.83
10725-01779	12/13/2006	Rehberger Family Trust Dtd 6/17/92	C/O Annemarie Rehberger Trustee Po Box 3651 Incline Village, NV 89450-3651	50,000.00	50,000.00
10725-00539	10/10/2006	Sugar 1990 Living Revocable Trust Dtd 10/4/90	William & Marilyn R Sugar Ttees 2790 19Th Ave Apt 4 San Francisco, CA 94132-1673	50,000.00	50,000.00

**EXHIBIT A**

2357347.1